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8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

Case No.

2010-93

12 **LAURA ANNE DUFFY**
13 **3720 W. Palo Alto**
Fresno, California 93711
14 **Registered Nurse License No. 456262**

A C C U S A T I O N

15 Respondent.

16
17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),
21 Department of Consumer Affairs.

22 **Registered Nurse License**

23 2. On or about August 31, 1990, the Board issued Registered Nurse License Number
24 456262 to Laura Anne Duffy ("Respondent"). The registered nurse license was in full force and
25 effect at all times relevant to the charges brought herein and will expire on January 31, 2010,
26 unless renewed.

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1 a. Respondent obtained the controlled substance Percocet by fraud, deceit,
2 misrepresentation or subterfuge by taking the drugs from hospital supplies in violation of Health
3 and Safety Code section 11173, subdivision (a).

4 b. Respondent possessed the controlled substance Percocet in violation of Code section
5 4060.

6 c. Respondent self-administered Percocet without lawful authority.

7 **SECOND CAUSE FOR DISCIPLINE**

8 **(Falsify Patient and/or Hospital Records)**

9 13. Respondent is subject to discipline under Code section 2761, subdivision (a), on the
10 grounds of unprofessional conduct as defined in Code section 2762, subdivision (e), in that
11 Respondent falsified or made grossly incorrect, inconsistent, or unintelligible entries in the
12 following hospital and patient records:

13 **San Joaquin Valley Rehabilitation Hospital**

14 **Patient A#25353-01**

15 a. On May 5, 2006, Respondent documented the removal of two (2) Percocet tablets
16 each time at 9:50 a.m. and 3:00 p.m.; however, Respondent failed to document the administration
17 or wastage of the Percocet tablets in the patient's Medication Administration Record or otherwise
18 account for the disposition of the Percocet in any patient or hospital record.

19 **Patient B#25398-01**

20 b. On May 20, 2006, Respondent documented the removal of four (4) Percocet tablets at
21 1:30 p.m. Respondent charted the administration of two (2) Percocet tablets at 5:00 p.m.;
22 however, Respondent failed to document the administration or wastage of the remaining Percocet
23 tablets in the patient's Medication Administration Record or otherwise account for the disposition
24 of the Percocet in any patient or hospital record.

25 c. On May 21, Respondent documented the removal of two (2) Percocet tablets, each
26 time, at 7:30 a.m., 11:00 a.m., 2:30 p.m., and 6:30 p.m. Respondent charted in the patient's
27 Medication Administration Record, the administration of two (2) Percocet tablets each time at
28 7:30 a.m., 2:30 p.m. and a late entry at 11:00 p.m.; however, Respondent failed to chart the

1 administration or wastage of the remaining two (2) Percocet tablets in any patient or hospital
2 record or otherwise account for the disposition of the drug.

3 **Madera Community Hospital**

4 d. On February 27, 2005, at 0045 hours, Respondent withdrew 4 mg of Morphine from
5 the Pyxis for this patient; however, Respondent failed to chart the administration or wastage of
6 any portion of the Morphine in the patient's Medication Administration Record or otherwise
7 account for the disposition of the drug.

8 e. On March 1, 2005, at 0154 hours, Respondent withdrew 4 mg of Morphine from the
9 Pyxis for this patient; however, Respondent failed to chart the administration or wastage of any
10 portion of the Morphine in the patient's Medication Administration Record or otherwise account
11 for the disposition of the drug.

12 **THIRD CAUSE FOR DISCIPLINE**

13 **(Unprofessional Conduct)**

14 14. Respondent is subject to discipline pursuant to Code section 2761, subdivision (a) on
15 the grounds of unprofessional conduct, as more particularly set forth in paragraphs 12 and 13,
16 above.

17 **PRAYER**

18 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
19 and that following the hearing, the Board of Registered Nursing issue a decision:

20 1. Revoking or suspending Registered Nurse License Number 456262, issued to Laura
21 Anne Duffy;

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1 2. Ordering Laura Anne Duffy to pay the Board of Registered Nursing the reasonable
2 costs of the investigation and enforcement of this case, pursuant to Business and Professions
3 Code section 125.3; and,

4 3. Taking such other and further action as deemed necessary and proper.
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7 DATED: 8/18/2009
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Stacie Benum
Louise R. Bailey, M.Ed., RN
Interim Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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